

APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G702/Cma

PAGE 1 OF 3 PAGES

TO OWNER:
Indian River School District
31 Hoosier St
Selbyville, DE

FROM CONTRACTOR:
M24
Daniel Plumbing & Heating, Inc
205 Old Churchmans Rd New Castle, DE 19720
302-322-3075 302-322-3074 - Fax

CONTRACT FOR:
B-14 Mechanical, Plumbing & ATC

PROJECT: **Sussex Central High School**
VIA CONSTRUCTION MANAGER:

EDIS Company
Becker Morgan Group

VIA ARCHITECT:
Becker Morgan Group

RECEIVED
DEC 02 2002

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the contract.

Continuation Sheet, AIA Document G703, is attached.

1. ORIGINAL CONTRACT SUM

\$ 4,335,500.00

2. Net change by Change Orders

\$ - - - - -

3. CONTRACT SUM TO DATE (Line 1+2)

\$ 4,335,500.00

4. TOTAL COMPLETED & STORED TO DATE

\$ 127,500.00

5. RETAINAGE:

a. 5 % of Completed work \$ 6,375.00

(Columns D + E on G703)

(Column F on G703)

Total Retainage (Line 5a + 5b or total in Column 1 of G703)

\$ 6,375.00

6. TOTAL EARNED LESS RETAINAGE.

\$ 121,125.00

7. LESS PREVIOUS CERTIFICATES FOR PAYMENT

(Line 4 less Line 5 Total)
(Line 6 prior Certificate)

\$ 68,875.00

8. CURRENT PAYMENT DUE

9. BALANCE TO FINISH, INCLUDING RETAINAGE

(Line 3 less Line 6)

\$ 4,214,375.00

CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Construction Manager and Architect certifies to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the contract documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ 68,875

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this application and on the continuation sheet that are changed to conform to the amount certified.)

Contractor's Name: **JOEY CAN CAGLE**

By: **Architect**

Change Order

NET CHANGES by Change Order

By: **JOEY CAN CAGLE** Date: **16 DEC 02**
This certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

TO OWNER: **INDIAN RIVER SCHOOLS PRIVATE FUND FOR PAYMENT**PROJECT: **Sussex Central High School**

AIA DOCUMENT G702/Cma

PAGE 1 OF 3 PAGES

TO OWNER:
Indian River School District
 31 Hoosier St
 Selbyville, DE

FROM CONTRACTOR:

McDaniel Plumbing & Heating, Inc
 205 Old Churchmans Rd New Castle, DE 19720

3 of 24

VIA CONSTRUCTION MANAGER: **EDis Company**
 VIA ARCHITECT: **Becker Morgan Group**

CONTRACT DATE: 09/28/2001

CONSTRUCTION Manager
 ARCHITECT
 CONTRACTOR

CONTRACT FOR: **B-14 Mechanical, Plumbing & ATC****PAGE CONTRACTOR'S APPLICATION FOR PAYMENT**

Application is made for payment, as shown below, in connection with the contract.

1. ORIGINAL CONTRACT SUM

\$ 4,335,500.00

2. Net change by Change Orders

\$ -

3. CONTRACT SUM TO DATE (Line 1+2)

\$ 4,335,500.00

4. TOTAL COMPLETED & STORED TO DATE

\$ 132,500.00

5. RETAINAGE:

a. 5% of Completed work \$ 6,625.00
 (Columns D + E on G703)
 b. _____ % of Stored Material \$ -
 (Column F on G703)

6. TOTAL EARNED LESS RETAINAGE

\$ 125,875.00

Total Retainage (Line 5a + 5b or
 total in Column 1 of G703).

7. LESS PREVIOUS CERTIFICATES FOR PAYMENT

\$ 6,625.00

(Line 6 prior Certificate)

8. CURRENT PAYMENT DUE

\$ 121,125.00

9. BALANCE TO FINISH, INCLUDING RETAINAGE

\$ 4,209,625.00

CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Construction Manager and Architect certifies to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the contract documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ 4,750.00

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this application and on the continuation sheet that are changed to conform to the amount certified.)

Construction Manager:
 By: *[Signature]* Date: 1/2/03Architect:
 By: *[Signature]* Date: 1/2/03**Case 1:05-cv-00858-JJF**

Total changes approved in previous months by Owner
 Total approved this Month

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
\$ 4,209,625.00	\$ 4,750.00	\$ 0.00

NET CHANGES by Change Order
\$ 5,912.00

This certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G702/Cma

TO OWNER:

Indian River School District

PROJECT:

Sussex Central High School

APPLICATION NO:

PERIOD TO: 01/31/2003

Distribution to:

PROJECT NOS: 40211-01

 OWNER CONSTRUCTION Manager ARCHITECT CONTRACTOR

31 Hoosier St

Selbyville, DE

FROM CONTRACTOR:

McDaniel Plumbing & Heating Inc

285 Old Churchmans Rd
302-322-3075

New Castle, DE 19720

VIA ARCHITECT:

EDIS Company

302-322-3074 - Fax

Becker Morgan Group

CONTRACT FOR:

B-14 Mechanical, Plumbing & ATC

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the contract.

Continuation Sheet, A/A Document G703, is attached.

ORIGINAL CONTRACT SUM

\$ 4,335,500.00

Net change by Change Orders

\$ -

CONTRACT SUM TO DATE (Line 1+2)

\$ 4,335,500.00

TOTAL COMPLETED & STORED TO DATE

\$ 187,500.00

RETAINAGE:

a. ____ % of Completed work \$ 9,375.00

b. ____ % of Stored Material \$ -

(Column F on G703)

Total Retainage (Line 5a + 5b or

total in Column 1 of G703)

\$ 9,375.00

TOTAL EARNED LESS RETAINAGE.

\$ 178,125.00

LESS PREVIOUS CERTIFICATES FOR PAYMENT

(Line 6 prior Certificate)

\$ 125,875.00

CURRENT PAYMENT DUE

\$ 52,250.00

BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6)

\$ 4,157,375.00

CHANGE ORDER SUMMARY

Total changes approved in

Previous months by Owner

Total approved this Month

TOTALS

NET CHANGES by Change Order

Notary Public: *Joseph T. WICHES*
My Commission expires: *Aug. 3, 2006*

JOSEPH T. WICHES
NOTARY PUBLIC
STATE OF DELAWARE

FEB
2003
2003

CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Construction Manager and Architect certifies to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated. The quality of the Work is in accordance with the contract documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ *52,250.00*

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this application and on the continuation sheet that are changed to conform to the amount certified.)

By: *RECEIVED AND APPROVED*
Architect: *RECEIVED AND APPROVED*
Construction Manager: *RECEIVED AND APPROVED*

By:

Date: *7/11/03*

By:

Date: *7/11/03*

This certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G702/CMA

CONSTRUCTION MANAGER-ADVISER EDITION

PAGE ONE OF THREE PAGES

TO OWNER:

Indian River School District
31 Hoosier Street
Seiberville, DE

FROM CONTRACTOR:

McDaniel Plumbing & Heating
205 Old Churchmans Rd
New Castle, DE 19720

Page 5 of 24

Filed 09/28/2007

Document 90-7	Contractor's Application for Payment	Page 5 of 24

CONTRACTOR: B-14 Mechanical, Plumbing & HVAC
VIA CONSTRUCTION MANAGER: VIA ARCHITECT:

EDIS Company
Becker Morgan Group

Application is made for payment, as shown below, in connection with the Contract.

Continuation Sheet AIA Document G703, is attached.

1. ORIGINAL CONTRACT SUM \$ 4,335,500.00
2. Net change by Change Orders \$ 4,335,500.00
3. CONTRACT SUM TO DATE (Line 1 ± 2) \$ 264,365.00
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703)
5. RETAINAGE:

a. $\frac{5}{100}$ % of Completed Work (\$ Column D + E on G703)	\$ 13,218.25
b. $\frac{5}{100}$ % of Stored Material (Column F on G703)	\$ -
Total Retainage (Lines 5a + 5b or Total in Column I of G703)	\$ 13,218.25

\$ 13,218.25

\$ -

\$ 13,218.25

\$ 251,146.75

\$ -

\$ 178,125.00

\$ 73,021.75

\$ 4,084,353.25

STATE OF: Delaware COUNTY OF: New Castle DATE: 3/5/03
SUBSCRIBED AND SWEARN TO BEFORE ME THIS 5 DAY OF MARCH 2003
NOTARY PUBLIC: Christina M. Rapuano My Commission Expires 3/31/04

CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Construction Manager and Architect certify to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

9. BALANCE TO FINISH, INCLUDING RETAINAGE

(Line 3 less Line 6)

AMOUNT CERTIFIED

\$ 73,021.75

CERTIFICATE FOR PAYMENT

Total changes approved

in previous months by Owner

Total approved this Month

NET CHANGES by Change Order

ADDITIONS	DEDUCTIONS

TOTALS	
\$0.00	\$0.00

APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G702/CMA

CONSTRUCTION MANAGER-ADVISER EDITION

0

TO OWNER:

Indian River School District

311 Hoosier Street

Selbyville, DE

FROM CONTRACTOR:

McDaniel Plumbing & Heating

205 3rd Churchmans Rd

New Castle, DE 19720

CONTRACT FOR: B-14 Mechanical, Plumbing & ATC

APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract.

Continuation Sheet, AIA Document G703, is attached.

APR 29 2003
ED
VIA CONSTRUCTION MANAGER:
VIA ARCHITECT:

HDI's Company
Becker Morgan Group

VIA CONSTRUCTION MANAGER:

VIA ARCHITECT:

HDI's Company
Becker Morgan Group

VIA CONSTRUCTION MANAGER:

VIA ARCHITECT:

HDI's Company
Becker Morgan Group

VIA CONSTRUCTION MANAGER:

VIA ARCHITECT:

HDI's Company
Becker Morgan Group

VIA CONSTRUCTION MANAGER:

VIA ARCHITECT:

HDI's Company
Becker Morgan Group

VIA CONSTRUCTION MANAGER:

VIA ARCHITECT:

HDI's Company
Becker Morgan Group

VIA CONSTRUCTION MANAGER:

VIA ARCHITECT:

HDI's Company
Becker Morgan Group

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VIA ARCHITECT:

HDI's Company
Becker Morgan Group

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VIA ARCHITECT:

HDI's Company
Becker Morgan Group

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VIA ARCHITECT:

HDI's Company
Becker Morgan Group

VIA CONSTRUCTION MANAGER:

VIA ARCHITECT:

HDI's Company
Becker Morgan Group

VIA CONSTRUCTION MANAGER:

VIA ARCHITECT:

HDI's Company
Becker Morgan Group

VIA CONSTRUCTION MANAGER:

VIA ARCHITECT:

HDI's Company
Becker Morgan Group

Case 1:05-cv-00858-JJF

PAGE ONE OF THREE PAGES

PROJECT:

Sussex Central High School

RECEIVED

APR 29 2003

ED

PAGE ONE OF THREE PAGES

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payment received from the Owner, and that current payment shown herein is now due.

CONTRACTOR:

Christina M. Keppler
By: *Christina M. Keppler*

Date: *May 23, 2003*

STATE OF: *Delaware*

County of: *New Castle*

Notary Public: *Christina M. Keppler*

My Commission Expires: *May 23, 2003*

CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Construction Manager and Architect certify to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED

\$ 87,521.60

Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application for Payment that changed to conform to the amount certified.

CONSTRUCTION MANAGER:

By: *Christina M. Keppler*

Date: *May 23, 2003*

ARCHITECT:

By: *Christina M. Keppler*

Date: *May 23, 2003*

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

MAY 23 2003
Lynn M.

APPLICATION AND CERTIFICATE FOR PAYMENT

CONSTRUCTION MANAGER-ADVISER EDITION

ALTA DOCUMENT #G702/CMa

TO OWNER:

Indian River School District
31 Hoosier Street
Selbyville, DE

FROM CONTRACTOR:

McDaniel Plumbing & Heating

205 Old Churchmans Rd
New Castle, DE 19720

CONTRACT FOR: B-14 Mechanical, Plumbing & ATC

VIA CONSTRUCTION MANAGER: **EDIS**
VIA ARCHITECT:

EDIS Company

Becker Morgan Group

C
CONTRACTORS APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract.

Continuation Sheet: ALA Document G703, is attached.

PROJECT:
Sussex Central High School

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APPLICATION NO: 8.
PAGE ONE OF THREE: PAGES

Distribution to:
 OWNER
 CONSTRUCTION
 MANAGER
 ARCHITECT
 CONTRACTOR

PERIOD TO: 05/26/03
PROJECT NO: 40211-01

JUN 02 2003 CONTRACT DATE: 09/28/02

1. ORIGINAL CONTRACT SUM
2. Net change by Change Orders
3. CONTRACT SUM TO DATE (Line 1 ± 2)
4. TOTAL COMPLETED & STORED TO DATE:
(Column G on G703)

5. RETAINAGE:
 a. $\frac{5}{100}$ % of Completed Work
 $(\text{Column I} - \text{I on G703})$
 b. $\frac{5}{100}$ % of Stored Material
 $(\text{Column J on G703})$

Total Retainage (Lines 5a + 5b or
Total in Column I of G703)

\$ 38,649.65

\$ -

\$ 38,649.65

\$ 734,342.35

\$ 436,013.35

\$ 298,300.00

\$ 3,601.15-65

By: *John Morgan* Date: *5/27/2003*
State of: *Delaware* County of: *New Castle*
Subscribed and sworn to before me this *27* day of *May*, *2003*
Notary Public: *John Morgan* My Commission Expires: *March 17, 2005*

CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Construction Manager and Architect certify to the Owner that to the best of their knowledge, information and belief, the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED

\$ **298,300.00**

I attach explanation if amount certified differs from the amount applied for. Initial all figures on this application and on the Continuation Sheet that changed to conform to the amount certified.

CONSTRUCTION MANAGER:

By: *John Morgan*

ARCHITECT:

By: *John Morgan*

BY:

Date: *6/18/03*

CHANGE ORDER SUMMARY	
ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	
Total approved this Month	
NET CHANGES by Change Order	
TOTALS	\$0.00
	\$0.00

ALA DOCUMENT #G702/CMa APPLICATION AND CERTIFICATION FOR PAYMENT - CONSTRUCTION MANAGER-ADVISER EDITION 1992 EDITION ALA® © 1992
THE AMERICAN INSTITUTE OF ARCHITECTS 1745 NEW YORK AVE., NW, WASHINGTON, DC 20006-5292

Case 1:05-cv-00858-JJF Document 90-7 Filed 09/28/2007 Page 8 of 24

ALA DOCUMENT #G702/CMa APPLICATION AND CERTIFICATION FOR PAYMENT - CONSTRUCTION MANAGER-ADVISER EDITION 1992 EDITION ALA® © 1992

G702/CMa-1992

G702/CMa-1992

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

JUN 20 2003

APPLICATION AND CERTIFICATE FOR PAYMENT

CONSTRUCTION MANAGER-ADVISER EDITION

TO OWNER: _____
Indian River School District
31 Hoosier Street
Selbyville, DE

FROM CONTRACTOR:
McDaniel Plumbing & Heating
2005 Old Churchmans Rd
New Castle, DE 19720

Page 9 of 24
CONTRACT FOR: B-14 Mechanical, Plumbing & A/C
G702/CMA-1992

PROJECT: _____
Sussen Central High School

RECEIVED
JUN 26 2003
EDIS

Application is made for payment, as shown below, in connection with the Contract.
(continuation Sheet, AIA Document G703, is attached.)

CONTRACTORS APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract.

(continuation Sheet, AIA Document G703, is attached.)

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: 
By: 

State of: Delaware County of: New Castle
Subscribed and sworn to before me this day of June 2003
Notary Public: Christopher M. Morgan
My Commission Expires: March 2, 2005

CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Construction Manager and Architect certify to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED:

\$ 82,650.00

Each explanation if amount certified differs from the amount applied for, initial all figures on this Application and on the Continuation Sheet that changed to conform to the amount certified.

CONSTRUCTION MANAGER:

By: 
ALICE BECKER MORGAN GROUP

Date: 7/10/03

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

Case 1:05-cv-00858-JJF

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THE AMERICAN INSTITUTE OF ARCHITECTS 1745 NEW YORK AVE. N.W. WASHINGTON, DC 20006-5292

PAGE ONE OF THREE PAGES

APPLICATION NO:	9	Distribution to:
PERIOD TO:	06/26/03	<input type="checkbox"/> OWNER
PROJECT NO:	40211-01	<input type="checkbox"/> CONSTRUCTION
CONTRACT DATE:	09/28/02	<input type="checkbox"/> MANAGER
		<input type="checkbox"/> ARCHITECT
		<input type="checkbox"/> CONTRACTOR

RECEIVED
JUL 1 2003

BYC:

G702/CMA-1992

APPLICATION AND CERTIFICATE FOR PAYMENT

CONSTRUCTION MANAGER-ADVISER EDITION

0

PROJECT: **Sussex Central High School**

PAGE ONE OF THREE PAGES

APPLICATION NO: **10**

Distribution to:

VIA CONSTRUCTION MANAGER: **EIDI'S Company**
VIA ARCHITECT: **Becker Morgan Group**

PERIOD TO: **07/26/03**

OWNER

PROJECT NO: **40211-01**

CONSTRUCTION

CONTRACT DATE: **09/28/02**

MANAGER

CONTRACTOR

ARCHITECT

Page 10 of 24

TO OWNER:

Indian River School District

31 Hoosier Street

Selbyville, DE

FROM CONTRACTOR:

McDaniel Plumbing & Heating

205 Old Churchmans Rd

New Castle, DE 19720

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract.

Continuation Sheet, AIA Document G703, is attached.

1. ORIGINAL CONTRACT SUM **\$ 4,335,500.00**
2. Net change by Change Orders **\$ 4,335,500.00**
3. CONTRACT SUM TO DATE (Line 1 ± 2) **\$ 988,508.00**
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703)
5. RETAINAGE:

a. \$ 49,425.40
b. \$ -

Total Retainage (Lines 5a + 5b or (Line 3 less Line 6)) \$ 49,425.40
Total in Column 1 of G703) \$ 939,082.60
TOTAL EARNED LESS RETAINAGE: (Line 4 less Line 5 total) \$ 816,993.35
7. LESS PREVIOUS CERTIFICATIONS FOR PAYMENT (Line 6 from prior Certificate) \$ 122,089.25
8. CURRENT PAYMENT DUE: \$ 3,396,417.40

CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the information comprising this application, the Construction Manager and Architect certify to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED

\$ 122,089.25

Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that changed to conform to the amount certified.

amount certified)
CONSTRUCTION MANAGER
By: **BECKER MORGAN GROUP** Date: **8/6/03**

ARCHITECT

By:

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

AUG 20 2003

APPLICATION AND CERTIFICATE FOR PAYMENT

CONSTRUCTION MANAGER-ADVISER EDITION

TO OWNER:

Indian River School District
311 Hoosier Street
Selbyville, DE

of 24

FROM CONTRACTOR:

McDaniel Plumbing & Heating
205 Old Churchmans Rd
New Castle, DE 19720

Filed 09/28/2007

CONTRACT FOR: B-14 Mechanical, Plumbing & HVAC

VIA CONSTRUCTION MANAGER: EDDIS Company

VIA ARCHITECT: Becker Morgan Group

EDDIS Company

Becker Morgan Group

PROJECT:

BECK MORGAN
Project: Central High School

PERIOD TO:

08/26/03

OWNER

Distribution to:

CONSTRUCTION

MANAGER

ARCHITECT

CONTRACTOR

RECEIVED

SP 09

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown hereon is now due.

CONTRACTOR:

1. ORIGINAL CONTRACT SUM
2. Net change by Change Orders
3. CONTRACT SUM TO DATE (Line 1 ± 2)
4. TOTAL COMPLETED & STORED TO DATE:
(Column G on G703)
5. RETAINAGE:

a. $\frac{5}{100}$ % of Completed Work (Column D + E on G703)	\$ 4,335,500.00
b. $\frac{5}{100}$ % of Stored Material (Column F on G703)	\$ 1,150,508.00
Total Retainage (Lines 5a + 5b or Total in Column I of G703)	\$ 57,525.40

Document 90-7

6. TOTAL EARNED LESS RETAINAGE:
(Line 4 less Line 5 Total)
7. LESS PREVIOUS CERTIFICATES FOR
PAYMENT (Line 6 from prior Certificate)
8. CURRENT PAYMENT DUE:
9. BALANCE TO FINISH, INCLUDING RETAINAGE:
(Line 3 less Line 6)

\$ 57,525.40
\$ 1,092,982.60
\$ 939,082.60
\$ 153,900.00
\$ 3,242,517.40

CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Construction Manager and Architect certify to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

By: *John H. Morgan* Date: *9/25/03*

State of: *Delaware* County of: *New Castle*
Subscribed and sworn to before me this *3rd* day of *September*, *2003*
Notary Public: *John H. Morgan* My Commission Expires: *March 27, 2005*

AMOUNT CERTIFIED \$ **153,900.00**

Each explanation if amount certified differs from the amount applied for, initial all figures on this application and on the Commision Sheet that changed to conform to the amount certified.

CONSTRUCTION MANAGER
By: *John H. Morgan* Date: *9/25/03*

ARCHITECT
By: *John H. Morgan* Date: *9/25/03*

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

Case 1:05-cv-00858-JJF

AIA DOCUMENT G702CMa - APPLICATION AND CERTIFICATION FOR PAYMENT: CONSTRUCTION MANAGER-ADVISER EDITION 1992 EDITION. AIA®. © 1992
THE AMERICAN INSTITUTE OF ARCHITECTS, 1745 NEW YORK AVE., N.W., WASHINGTON DC 20006-5292

G702CMa-1992

RECEIVED

SEP 25 2003

APPLICATION AND CERTIFICATE FOR PAYMENT

CONSTRUCTION MANAGER-ADVISER EDITION

AIA DOCUMENT G702/CMA

TO OWNER:

Indian River School District
31 Hoosier Street
Seelyville, DE

Page 12 of 24

PROJECT NO.: 40211-01

PERIOD TO: 09/25/03

PROJECT TO: 09/28/03

CONTRACT DATE: 09/28/03

CONTRACTOR:

McDaniel Plumbing & Heating
205 Old Churchmans Rd
New Castle, DE 19720

VIA CONSTRUCTION MANAGER: EDIS Company

VIA ARCHITECT: Becker Morgan Group

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract.

Continuation Sheet, AIA Document G703, is attached.

Filed 09/28/2007

1. ORIGINAL CONTRACT SUM

2. Net change by Change Orders

3. CONTRACT SUM TO DATE (line 1 + 2)

4. TOTAL COMPLETED & STORED TO DATE

(Column G on G703)

5. RETAINAGE:

a. 5% of Completed Work

b. 5% of Stored Material

(Column I on G703)

Total Retainage: (lines 5a + 5b or

Total in Column I of G703)

6. TOTAL PAID LESS RETAINAGE:

(line 4 less line 5 total)

7. LESS PREVIOUS CERTIFICATION

PAYMENT (line 6 from prior Certificate)

8. CURRENT PAYMENT DATE:

9. BALANCE TO FINISH, INCLUDING RETAINAGE:

(line 3 less line 6)

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APPLICATION AND CERTIFICATE FOR PAYMENT

CONSTRUCTION MANAGER-ADVISER EDITION

PROJECT:

Sussex Central High School
SUSSEX, DELAWARE

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NOV 04 '03

PAGE ONE OF THREE PAGES

TO OWNER:
Indian River School District
31 Hoosier Street
Selbyville, DE

FROM CONTRACTOR:
McDaniel Plumbing & Heating

205 Old Churchmans Rd
New Castle, DE 19720

APPLICATION NO:	13	Distribution to:
<input type="checkbox"/> OWNER		<input type="checkbox"/> CONSTRUCTION
PERIOD TO:	10/25/03	<input type="checkbox"/> MANAGER
PROJECT NO:	40211-01	<input type="checkbox"/> ARCHITECT
CONTRACT DATE:	09/28/02	<input type="checkbox"/> CONTRACTOR

Page 13 of 24

Filed 09/28/2007

Document 90-7

VIA CONSTRUCTION MANAGER:
EDIS Company
Becker Morgan Group

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment as shown below, in connection with the Contract.

(Continuation Sheet, AIA Document G703, is attached.)

1. ORIGINAL CONTRACT SUM
2. Net change by Change Orders
3. CONTRACT SUM TO DATE: (Line 1±2)
4. TOTAL COMPLETED & STORED TO DATE:
(Column G on G703)
5. RETAINAGE:
 a. $\frac{5}{10}$ % of Completed Work
 $(\overline{\text{Column D}} + \overline{\text{E}} \text{ on G703})$
 b. $\frac{5}{10}$ % of Stored Material
 $(\overline{\text{Column F}} \text{ on G703})$

\$ 96,950.40
\$ 4,335,500.00
\$ 4,335,500.00
\$ 1,939,008.00

State of: Delaware
Subscribed and sworn to before me this 25th day of November, 2003
Notary Public: *Christina M. LaQuanta*
My Commission expires: March 17, 2004
By: *Christina M. LaQuanta* Date: *12/5/03*

CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and information comprising this application, the Construction Manager and Architect certify to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED

\$ 520,600.00

attach explanation if amount certified differs from the amount applied for. initial all figures on this application and on the Continuation Sheet that changed to conform to the amount certified

CONSTRUCTION MANAGER
By: *Christina M. LaQuanta* Date: *10/25/03*

ARCHITECT
By: *John R. Stetzer* Date: *11/5/03*

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

RECEIVED
NOV 06 2003

BY: *[Signature]*

APPLICATION AND CERTIFICATE FOR PAYMENT

CONSTRUCTION MANAGER-ADVISER EDITION

AIA DOCUMENT G702/CMa

TO OWNER:

Indian River School District
31 Hooster Street
Selbyville, DE

FROM CONTRACTOR:

McDaniel Plumbing & Heating
205 Old Churchmans Rd
New Castle, DE 19720

CONTRACT FOR: B-14 Mechanical, Plumbing & ATC

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract.
Continuation Sheet, AIA Document G703, is attached.

VIA CONSTRUCTION MANAGER:

EDIS Company
Becker Morgan Group

VIA ARCHITECT:

McDaniel Plumbing & Heating

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1/25/04

APPLICATION NO: 16

Distribution to:
 OWNER

PERIOD TO: 01/23/04

CONSTRUCTION
 ARCHITECT
 CONTRACTOR

PROJECT NO: 40211-01

CONTRACT DATE: 09/28/02

The undersigned Contractor certifies that to the best of the Contractor's knowledge, all work completed in accordance with the Contract Documents, that all amounts due have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: John H. McDaniel Date: 1/25/04
By: John H. McDaniel Date: 1/25/04

Filed 09/28/2007

Document 90-7

Page 16 of 24

1. ORIGINAL CONTRACT SUM	\$ 4,335,500.00
2. Net change by Change Orders (Column D + E on G703)	\$ 4,335,500.00
b. 5 % of Stored Material (Column F on G703)	\$ 2,880,508.00
5. RETAINAGE:	
a. 5 % of Completed Work (Column D + E on G703)	\$ 144,025.40
b. 5 % of Stored Material (Column F on G703)	\$ -
Total Retainage (Lines 5a + 5b or Total in Column I of G703)	\$ 144,025.40
6. TOTAL EARNED LESS RETAINAGE (Line 4 less Line 5 Total)	\$ 2,736,482.60
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)	\$ 2,419,657.60
8. CURRENT PAYMENT DUE	\$ 316,825.00
9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6)	\$ 1,599,017.40

CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Construction Manager and Architect certify to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED

\$ 316,825.00

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that changed to conform to the amount certified.)

CONSTRUCTION MANAGER
By: John H. McDaniel Date: 2/2/04

ARCHITECT
By: John H. McDaniel Date: 2/2/04

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

FEB 16 2004

APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G702/CMA

TO OWNER:

Indian River School District

31 Hoosier Street

Selbyville, DE

FROM CONTRACTOR:

McDaniel Plumbing & Heating

205 Old Churchmans Rd

New Castle, DE 19720

CONTRACT FOR: B-14 Mechanical, Plumbing & ATC

VIA CONSTRUCTION MANAGER: EDIS

VIA ARCHITECT: Becker Morgan Group

Filed 09/28/2007 Page 18 of 24

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract Continuation Sheet. AIA Document G703, is attached.

1. ORIGINAL CONTRACT SUM
2. Net change by Change Orders
3. CONTRACT SUM TO DATE (Line 1 ± 2)
4. TOTAL COMPLETED & STORED TO DATE
(Column G on G703)
5. RETAINAGE:
a. $\frac{5}{100}$ % of Completed Work
 $\frac{1}{100}$ (Column D + E on G703)
b. $\frac{5}{100}$ % of Stored Material
 $\frac{1}{100}$ (Column F on G703)

Total Retainage (Lines 5a + 5b or
Total in Column I of G703)
 $\$ 167,728.45$
 $\$ -$

\$ 4,335,500.00 ✓
\$ 3,071.00
\$ 4,338,571.00
\$ 3,354,369.00

By: 
CONTRACTOR: McDaniel Plumbing & Heating
State of: Delaware
Subscribed and sworn to before me this 25th day of March, 2004
Notary Public: 
My Commission expires: March 17, 2005

CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Construction Manager and Architect certify to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED

\$ 238,450.00

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that changed to conform to the amount certified.)

CONSTRUCTION MANAGER: 
By: 
ARCHITECT: 
By: 

Date: 4/5/04

Date: 4/7/04

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

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APR 19 2004
BY: 

PAGE ONE OF THREE PAGES

PROJECT: Sussex Central High School	APPLICATION NO: 18	Distribution to: <input type="checkbox"/> OWNER
PERIOD TO: 03/25/04	PROJECT NO: 40211-01	<input type="checkbox"/> CONSTRUCTION <input type="checkbox"/> MANAGER
CONTRACT DATE: 09/28/02	CONTRACTOR	<input type="checkbox"/> ARCHITECT <input type="checkbox"/> CONTRACTOR

Case 1:05-cv-00858-JJF

AIA DOCUMENT G702/CMA APPLICATION AND CERTIFICATION FOR PAYMENT - CONSTRUCTION MANAGER-ADVISER EDITION - 1992 EDITION. AIA® © 1992
THE AMERICAN INSTITUTE OF ARCHITECTS, 1745 NEW YORK AVE., NW, WASHINGTON, DC 20006-5292

G702/CMA-1992

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MAR 29 2004

EDIS

APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G702/CMA

CONSTRUCTION MANAGER-ADVISER EDITION

6

TO OWNER:

Indian River School District
1 Hoosier Street
Selbyville, DE

FROM CONTRACTOR:

McDaniel Plumbing & Heating

105 Old Churchmans Rd
New Castle, DE 19720

CONTACT FOR: B-14 Mechanical, Plumbing & ATC

VIA CONSTRUCTION MANAGER:

EDIS Company
Becker Morgan Group

VIA ARCHITECT:

McDaniel Plumbing & Heating

Filed 09/28/2007

Application is made for payment, as shown below, in connection with the Contract.
Continuation Sheet, AIA Document G703, is attached.

CONTRACTOR'S APPLICATION FOR PAYMENT

PROJECT:
Sussex Central High School

PERIOD TO:
04/25/04

PROJECT NO:
40211-01

CONTRACT DATE:
09/28/02

APPLICATION NO:
19

Distribution to:
 OWNER

CONSTRUCTION

MANAGER

ARCHITECT

CONTRACTOR

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR:
By: *Matthew C. Morgan*

State of: Delaware
Subscribed and sworn to before me this 28th day of October, 2004
Notary Public: *Christina M. Morgan*
My Commission Expires: March 17, 2005

McDaniel Plumbing & Heating
Contractor, New Castle, DE
116,284.45

CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the figures on this Application and on the Continuation Sheet that changed to conform to the amount certified, the Construction Manager and Architect certify to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED
\$ 151,620.00

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that changed to conform to the amount certified.)

CONSTRUCTION MANAGER:
By: *Matthew C. Morgan*

ARCHITECT:
By: *Matthew C. Morgan*

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

G702/CMA-1992

Case 1:05-cv-00858-JJF

AIA DOCUMENT G702/CMA - APPLICATION AND CERTIFICATION FOR PAYMENT - CONSTRUCTION MANAGER-ADVISER EDITION - 1992 EDITION. AIA © 1992
THE AMERICAN INSTITUTE OF ARCHITECTS, 1745 NEW YORK AVE., N.W., WASHINGTON, DC 20006-5282

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MAY 24 2007

BY:

105 Old Churchmans Rd
New Castle, DE 19720

CONTACT FOR: B-14 Mechanical, Plumbing & ATC

VIA CONSTRUCTION MANAGER:

EDIS Company
Becker Morgan Group

VIA ARCHITECT:

McDaniel Plumbing & Heating

CONTRACT DATE:
09/28/02

APPLICATION NO:
19

Distribution to:
 OWNER

CONSTRUCTION

MANAGER

ARCHITECT

CONTRACTOR

PROJECT:
Sussex Central High School

PERIOD TO:
04/25/04

PROJECT NO:
40211-01

CONTRACT DATE:
09/28/02

APPLICATION NO:
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Distribution to:
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CONSTRUCTION

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CONTRACTOR

PROJECT:
Sussex Central High School

PERIOD TO:
04/25/04

PROJECT NO:
40211-01

CONTRACT DATE:
09/28/02

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CONTRACTOR

PROJECT:
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CONTRACTOR

PROJECT:
Sussex Central High School

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40211-01

CONTRACT DATE:
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PROJECT:
Sussex Central High School

PERIOD TO:
04/25/04

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PROJECT:
Sussex Central High School

PERIOD TO:
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CONTRACT DATE:
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PROJECT:
Sussex Central High School

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Sussex Central High School

PERIOD TO:
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PROJECT NO:
40211-01

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PROJECT:
Sussex Central High School

PERIOD TO:
04/25/04

PROJECT NO:
40211-01

CONTRACT DATE:
09/28/02

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PROJECT:
Sussex Central High School

PERIOD TO:
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Sussex Central High School

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CONTRACT DATE:
09/28/02

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PROJECT NO:
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Sussex Central High School

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PROJECT NO:
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CONTRACT DATE:
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PROJECT NO:
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CONTRACT DATE:
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PROJECT:
Sussex Central High School

PERIOD TO:
04/25/04

PROJECT NO:
40211-01

CONTRACT DATE:
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Sussex Central High School

PERIOD TO:
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PROJECT NO:
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PROJECT:
Sussex Central High School

PERIOD TO:
04/25/04

PROJECT NO:
40211-01

CONTRACT DATE:
09/28/02

APPLICATION NO:
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CONSTRUCTION

MANAGER

ARCHITECT

CONTRACTOR

PROJECT:
Sussex Central High School

PERIOD TO:
04/25/04

PROJECT NO:
40211-01

CONTRACT DATE:
09/28/02

APPLICATION NO:
19

Distribution to:
 OWNER

CONSTRUCTION

MANAGER

ARCHITECT

CONTRACTOR

PROJECT:
Sussex Central High School

PERIOD TO:
04/25/04

APPLICATION AND CERTIFICATE FOR PAYMENT

CONSTRUCTION MANAGER-ADVISER EDITION

AIA DOCUMENT G702/CMA

TO OWNER:

Indian River School District
31 Hoosier Street
Selbyville, DE

FROM CONTRACTOR:

McDaniel Plumbing & Heating
205 Old Churchmans Rd.
New Castle, DE 19720

Page 20 of 24

CONTRACTOR: B-14 Mechanical, Plumbing & HVAC

VIA CONSTRUCTION MANAGER:

VIA ARCHITECT:

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract.

Continuation Sheet, AIA Document G703, is attached.

Filed 09/28/2007

1. ORIGINAL CONTRACT SUM

\$ 4,335,500.00
\$ 11,880.00
\$ 4,347,088.00
\$ 3,642,169.00

2. Net change by Change Orders

3. CONTRACT SUM TO DATE (line 1 ± 2)

4. TOTAL COMPLETED & SCHEDULED TO DATE
(Column G on G703)

5. RETAINAGE:

a. 5 % of Completed Work

b. 5 % of Stored Material

(Column F on G703)

Total Retainage (lines 5a + 5b or

Total in Column I of G703)

6. TOTAL EARNED LESS RETAINAGE:
(line 4 less line 5 Total)

\$ 182,108.45

7. LESS PREVIOUS CERTIFICATES FOR
PAYMENT (line 6 from prior Certificate)

\$ 121,600.00

8. CURRENT PAYMENT DUE:

\$ 887,027.45

9. BALANCE TO FINISH INCLUDING RETAINAGE:
(line 3 less line 6)

\$ 182,108.45

10. CHARGE ORDER SUMMARY

ADDITIONS	DEDUCTIONS
\$3,071.00	\$1,000.00
\$9,517.00	\$1,000.00
TOTALS	\$12,588.00
	\$11,588.00

Total changes approved
in previous months by Owner

Total approved this Month

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

PROJECT:
Sussex Central High School

APPLICATION NO: 20

Distribution to:
 OWNER

PERIOD TO: 05/27/04

CONSTRUCTION

PROJECT NO: 40211-01

MANAGER

ARCHITECT

CONTRACTOR

PAGE ONE OF THREE PAGES

AMOUNT CERTIFIED \$ 121,600.00

Date: 6.15.04

BY: *John Morgan*

CONSTRUCTION MANAGER

Architect

By: *John Morgan*

Date: 6.15.04

Comments: *Matched with G703*

CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Construction Manager and Architect certify to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED

\$ 121,600.00

(Attach explanation if amount certified differs from the amount applied for. Initial all amounts on this application and on the Continuation Sheet that changed to conform to the amount certified.)

CONSTRUCTION MANAGER

By: *John Morgan*

Date: 6.15.04

Comments: *Matched with G703*

ARCHITECT

By: *John Morgan*

Date: 6.15.04

Comments: *Matched with G703*

Case 1:05-cv-00858-JJF

APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G702/CMa

TO OWNER:

Indian River School District
31 Hoosier Street
Selbyville, DE

FROM CONTRACTOR:

McDaniel Plumbing & Heating
205 Old Churchmans Rd.
New Castle, DE 19720

CONTRACT FOR: B-14 Mechanical, Plumbing & ATC

VIA CONSTRUCTION MANAGER:
VIA ARCHITECT:

EDiS Company
Becker Morgan Group

APPLICATION NO:	21	Distribution to:
<input type="checkbox"/> PROJECT NO:	06/25/04	<input type="checkbox"/> OWNER
<input type="checkbox"/> CONTRACT DATE:	09/28/02	<input type="checkbox"/> CONSTRUCTION
<input type="checkbox"/> CONTRACTOR		<input type="checkbox"/> MANAGER
<input type="checkbox"/> ARCHITECT		<input type="checkbox"/> CONTRACTOR

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract. Continuation Sheet, AIA Document G703, is attached.

1. ORIGINAL CONTRACT SUM
2. Net change by Change Orders
3. CONTRACT SUM TO DATE (Line 1 ± 2)
4. TOTAL COMPLETED & STORED TO DATE
(Column G on G703)
5. RETAINAGE:

\$ 4,335,500.00
\$ 14,971.00
\$ 4,350,471.00
\$ 3,852,552.00

\$ 192,627.60

\$ -

\$ 192,627.60

\$ 3,659,924.40

\$ -

\$ 3,460,040.55

\$ -

\$ 3,460,040.55

\$ -

\$ 191,883.85

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\$ 191,883.85

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\$ 690,546.60

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APPLICATION AND CERTIFICATE FOR PAYMENT

ALA DOCUMENT G702/CMa

CONSTRUCTION MANAGER-ADVISER EDITION

PAGE ONE OF THREE PAGES

TO OWNER:

Indian River School District
31 Hoosier Street
Selbyville, DE

FROM CONTRACTOR:

McDaniel Plumbing & Heating
205 Old Churchmans Rd
New Castle, DE 19720

CONTRACT FOR: B-14 Mechanical, Plumbing & ATC

VIA CONSTRUCTION MANAGER:
VIA ARCHITECT:

EDIS Company
Becker Morgan Group

Filed 09/28/2007

Page 22 of 24

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract, Continuation Sheet, ALA Document G703, is attached.

1. ORIGINAL CONTRACT SUM \$ 4,335,500.00
2. Net change by Change Orders \$ 14,971.00
3. CONTRACT SUM TO DATE (Line 1 ± 2) \$ 4,350,471.00
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703)

5. RETAINAGE:

- a. 5 % of Completed Work (\$ Column D + E on G703)
- b. 5 % of Stored Material (\$ Column F on G703)

\$ 197,432.60
\$ -

\$ 197,432.60

\$ 3,751,219.40

\$ 3,659,924.40

\$ 91,295.00

\$ 599,251.60

CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the figures on this Application and on the Continuation Sheet that changed to conform to the amount certified, I, the Construction Manager and Architect certify to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED

\$ 91,295.00

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that changed to conform to the amount certified.)

CONSTRUCTION MANAGER

By: John H. McDaniel Date: 7/27/07

ARCHITECT

By: John H. McDaniel Date: 7/27/07

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

Case 1:05-cv-00858-JJF

ALA DOCUMENT G702/CMa APPLICATION AND CERTIFICATION FOR PAYMENT CONSTRUCTION MANAGER-ADVISER EDITION - 1992 EDITION ALA® © 1992

THE AMERICAN INSTITUTE OF ARCHITECTS, 1745 NEW YORK AVE., N.W., WASHINGTON, DC 20006-5292

FILE

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APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G702/CMa

CONSTRUCTION MANAGER-ADVISER EDITION

PAGE ONE OF THREE PAGES

TO OWNER:
Indian River School District
231 Hoosier Street
Selbyville, DE

of 24
FROM CONTRACTOR:
Page McDaniel Plumbing & Heating

205 Old Churchmans Rd
New Castle, DE 19720

CONTRACT FOR: B-14 Mechanical, Plumbing & ATC

CONTRACT FOR: B-14 Mechanical, Plumbing & ATC

VIA CONSTRUCTION MANAGER:
VIA ARCHITECT:

EDIS Company
Becker Morgan Group

Filed 09/28/2007

Application is made for payment, as shown below, in connection with the Contract.
Continuation Sheet AIA Document G703, is attached.

CONTRACTOR'S APPLICATION FOR PAYMENT

1. ORIGINAL CONTRACT SUM
2. Net change by Change Orders
3. CONTRACT SUM TO DATE (Line 1 ± 2)
4. TOTAL COMPLETED & STORED TO DATE

(Column G on G703)

\$ 4,335,500.00
\$ 14,971.00
\$ 4,350,471.00
\$ 4,153,540.00

5. RETAINAGE:

a. $\frac{5}{(Column\ D+E\ on\ G703)}$ % of Completed Work

b. $\frac{5}{(Column\ F\ on\ G703)}$ % of Stored Material

Total Retainage (Lines 5a + 5b or

\$ 207,677.00
\$ -

6. TOTAL EARNED LESS RETAINAGE
(Line 4 less Line 5 total)

7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)

8. CURRENT PAYMENT DUE

9. BALANCE TO FINISH, INCLUDING RETAINAGE
(Line 3 less Line 6)

Total in Column 1 of G703)

\$ 207,677.00
\$ 3,945,863.00

10. CHANGE ORDER SUMMARY

11. ADDITIONS

12. DEDUCTIONS

13. TOTAL changes approved
in previous months by Owner

14. TOTAL APPROVED THIS MONTH

15. TOTALS

16. NET CHANGES by Change Order

17. AMOUNT CERTIFIED

18. CHANGE ORDER SUMMARY

19. ADDITIONS

20. DEDUCTIONS

21. TOTAL changes approved
in previous months by Owner

22. TOTAL APPROVED THIS MONTH

23. TOTALS

24. NET CHANGES by Change Order

25. AMOUNT CERTIFIED

26. CHANGE ORDER SUMMARY

27. ADDITIONS

28. DEDUCTIONS

29. TOTAL changes approved
in previous months by Owner

30. TOTAL APPROVED THIS MONTH

31. TOTALS

32. NET CHANGES by Change Order

33. AMOUNT CERTIFIED

34. CHANGE ORDER SUMMARY

35. ADDITIONS

36. DEDUCTIONS

37. TOTAL changes approved
in previous months by Owner

38. TOTAL APPROVED THIS MONTH

39. TOTALS

40. NET CHANGES by Change Order

41. AMOUNT CERTIFIED

42. CHANGE ORDER SUMMARY

43. ADDITIONS

44. DEDUCTIONS

45. TOTAL changes approved
in previous months by Owner

46. TOTAL APPROVED THIS MONTH

47. TOTALS

48. NET CHANGES by Change Order

49. AMOUNT CERTIFIED

50. CHANGE ORDER SUMMARY

51. ADDITIONS

52. DEDUCTIONS

53. TOTAL changes approved
in previous months by Owner

54. TOTAL APPROVED THIS MONTH

55. TOTALS

56. NET CHANGES by Change Order

57. AMOUNT CERTIFIED

58. CHANGE ORDER SUMMARY

59. ADDITIONS

60. DEDUCTIONS

61. TOTAL changes approved
in previous months by Owner

62. TOTAL APPROVED THIS MONTH

63. TOTALS

64. NET CHANGES by Change Order

65. AMOUNT CERTIFIED

66. CHANGE ORDER SUMMARY

67. ADDITIONS

68. DEDUCTIONS

69. TOTAL changes approved
in previous months by Owner

70. TOTAL APPROVED THIS MONTH

71. TOTALS

72. NET CHANGES by Change Order

73. AMOUNT CERTIFIED

74. CHANGE ORDER SUMMARY

75. ADDITIONS

76. DEDUCTIONS

77. TOTAL changes approved
in previous months by Owner

78. TOTAL APPROVED THIS MONTH

79. TOTALS

80. NET CHANGES by Change Order

81. AMOUNT CERTIFIED

82. CHANGE ORDER SUMMARY

83. ADDITIONS

84. DEDUCTIONS

85. TOTAL changes approved
in previous months by Owner

86. TOTAL APPROVED THIS MONTH

87. TOTALS

88. NET CHANGES by Change Order

89. AMOUNT CERTIFIED

90. CHANGE ORDER SUMMARY

91. ADDITIONS

92. DEDUCTIONS

93. TOTAL changes approved
in previous months by Owner

94. TOTAL APPROVED THIS MONTH

95. TOTALS

96. NET CHANGES by Change Order

97. AMOUNT CERTIFIED

98. CHANGE ORDER SUMMARY

99. ADDITIONS

100. DEDUCTIONS

101. TOTAL changes approved
in previous months by Owner

102. TOTAL APPROVED THIS MONTH

103. TOTALS

104. NET CHANGES by Change Order

105. AMOUNT CERTIFIED

106. CHANGE ORDER SUMMARY

107. ADDITIONS

108. DEDUCTIONS

109. TOTAL changes approved
in previous months by Owner

110. TOTAL APPROVED THIS MONTH

111. TOTALS

112. NET CHANGES by Change Order

113. AMOUNT CERTIFIED

114. CHANGE ORDER SUMMARY

115. ADDITIONS

116. DEDUCTIONS

117. TOTAL changes approved
in previous months by Owner

118. TOTAL APPROVED THIS MONTH

119. TOTALS

120. NET CHANGES by Change Order

121. AMOUNT CERTIFIED

122. CHANGE ORDER SUMMARY

123. ADDITIONS

124. DEDUCTIONS

125. TOTAL changes approved
in previous months by Owner

126. TOTAL APPROVED THIS MONTH

127. TOTALS

128. NET CHANGES by Change Order

129. AMOUNT CERTIFIED

130. CHANGE ORDER SUMMARY

131. ADDITIONS

132. DEDUCTIONS

133. TOTAL changes approved
in previous months by Owner

134. TOTAL APPROVED THIS MONTH

135. TOTALS

136. NET CHANGES by Change Order

137. AMOUNT CERTIFIED

138. CHANGE ORDER SUMMARY

139. ADDITIONS

140. DEDUCTIONS

141. TOTAL changes approved
in previous months by Owner

142. TOTAL APPROVED THIS MONTH

143. TOTALS

144. NET CHANGES by Change Order

145. AMOUNT CERTIFIED

146. CHANGE ORDER SUMMARY

147. ADDITIONS

148. DEDUCTIONS

149. TOTAL changes approved
in previous months by Owner

150. TOTAL APPROVED THIS MONTH

151. TOTALS

152. NET CHANGES by Change Order

153. AMOUNT CERTIFIED

154. CHANGE ORDER SUMMARY

155. ADDITIONS

156. DEDUCTIONS

157. TOTAL changes approved
in previous months by Owner

158. TOTAL APPROVED THIS MONTH

159. TOTALS

160. NET CHANGES by Change Order

161. AMOUNT CERTIFIED

162. CHANGE ORDER SUMMARY

163. ADDITIONS

164. DEDUCTIONS

165. TOTAL changes approved
in previous months by Owner

166. TOTAL APPROVED THIS MONTH

167. TOTALS

168. NET CHANGES by Change Order

169. AMOUNT CERTIFIED

170. CHANGE ORDER SUMMARY

171. ADDITIONS

172. DEDUCTIONS

173. TOTAL changes approved
in previous months by Owner

174. TOTAL APPROVED THIS MONTH

175. TOTALS

176. NET CHANGES by Change Order

177. AMOUNT CERTIFIED

178. CHANGE ORDER SUMMARY

179. ADDITIONS

180. DEDUCTIONS

181. TOTAL changes approved
in previous months by Owner

182. TOTAL APPROVED THIS MONTH

183. TOTALS
- </div

APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G702/CMA

CONSTRUCTION MANAGER-ADVISER EDITION

PAGE ONE OF THREE PAGES

TO OWNER:

Indian River School District
31 Hoosier Street
Selbyville, DE

FROM CONTRACTOR:

McDaniel Plumbing & Heating
205 Old Churchmans Rd
New Castle, DE 19720

CONTRACT FOR: B-14 Mechanical, Plumbing & ATC

VIA CONSTRUCTION MANAGER:
VIA ARCHITECT:

EDiS Company
Becker Morgan Group

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract.
Continuation Sheet, AIA Document G703, is attached.

- ORIGINAL CONTRACT SUM
- Net change by Change Orders
- CONTRACT SUM TO DATE (Line 1 ± 2)
- TOTAL COMPLETED & STORED TO DATE

(Column G on G703)

5. RETAINAGE:

- 5 % of Completed Work
(Column D + E on G703)
- 5 % of Stored Material
(Column F on G703)

Total Retainage (Lines 5a + 5b or

Total in Column 1 of G703)

6. TOTAL EARNED LESS RETAINAGE

(Line 4 less Line 5 total)

- LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)

- CURRENT PAYMENT DUE

- BALANCE TO FINISH, INCLUDING RETAINAGE
(Line 3 less Line 6)

CHANGE ORDER SUMMARY

Total changes approved
in previous months by Owner

Total approved this Month

NET CHANGES by Change Order

ADDITIONS

DEDUCTIONS

\$12,588.00

\$1,000.00

\$3,383.00

\$1,000.00

\$15,971.00

\$14,971.00

CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Construction Manager and Architect certify to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED

\$ 106,400 *88*

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that changed to conform to the amount certified.)

CONSTRUCTION MANAGER: *John M. C.* Date: *9/13/04*

ARCHITECT: *John M. C.* Date: *9/15/04*

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.